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FILED

JUL 21 2011

BOARD OF PHARMACY

By: Megan Cordoma
Deputy Attorney General
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

Nicole Ardite, R.P.
License No.: 28RI102204800

TO PRACTICE PHARMACY IN THE
STATE OF NEW JERSEY

INTERIM CONSENT ORDER
GRANTING SURRENDER
OF LICENSE

This matter was opened to the New Jersey State Board of Pharmacy ("Board") upon receipt of information that Nicole Ardite ("Respondent") was arrested on June 28, 2011 and charged with Theft by Unlawful Taking in violation of N.J.S.A. 2C:20-3A based on alleged conduct related to her employment as a pharmacist at Target Pharmacy in Gloucester Township, New Jersey. Specifically, Respondent allegedly took over fourteen thousand (14,000) hydrocodone tablets without a valid prescription, claiming they were for her own consumption.

The allegations, if proven, would demonstrate that Respondent has engaged in professional misconduct, in the use or employment of dishonesty, fraud, deception, misrepresentation, false promise or false pretense and engaged in acts constituting crimes of

moral turpitude and crimes which relate adversely to the practice of pharmacy in violation of N.J.S.A. 45:1-21(b)(e) and (f).

It appearing that respondent wishes to voluntarily enter into an interim agreement without making admissions and the Board finding the within disposition adequately protective of the public health, safety and welfare, and other good cause having been shown;

IT IS, therefore on this 21st day of JULY, 2011

ORDERED THAT:

1. Respondent is hereby granted leave and shall immediately surrender her license to practice pharmacy in the State of New Jersey pending disposition of the criminal charges and until further Order of the Board.

2. Respondent shall immediately cease and desist from engaging in the practice of pharmacy, which includes but is not limited to the following: Respondent shall not handle, order, inventory, compound, count, fill, refill or dispense any drug; shall not handle anything requiring a prescription, including devices and medications; shall not handle prescriptions, shall not advise or consult with patients, and is prohibited from being present within a prescription filling area of a pharmacy.

3. Respondent shall surrender her original wall certificate, wallet certificate, and the most recent renewal card of her license to the Executive Director of the board immediately upon the entry of this Order by mailing same to Joanne Boyer, Executive Director, Board of Pharmacy, P.O., Box 45013, Newark, New Jersey 07101.

4. Prior to any application for restoration of her license, Respondent shall:
- a. Appear before the Board or a committee thereof to discuss her readiness to reenter the practice of pharmacy. At that time Respondent shall be prepared to propose her plans for future practice in New Jersey and

demonstrate she is fit and competent to practice and been rehabilitated to the Board's satisfaction.

- b. Provide the Board with evidence that she is capable of discharging the functions of a licensee in a manner consistent with the public's health, safety and welfare and that she is not then suffering from any impairment or limitation resulting from the use of any addictive substance which could affect her practice.
- c. Provide the Board with discharge summaries from any in-patient programs and reports from each and every mental health professional or addiction specialist (including but not limited to: psychologists, counselors, therapists, psychiatrists) who have participated in Respondent's care and/or treatment for the disability in this matter during the period of time from the date of her arrest to her appearance before the Board.
- d. Affirmatively establish her fitness, competence and capacity to re-enter the active practice of pharmacy within New Jersey.
- e. Provide the Board with a full account of her conduct during the intervening period of time from the entry of this Order to her appearance pursuant to this Order.
- f. Provide documentation of successful completion of all continuing education credits required by N.J.A.C. 13:39-3A.1- 13:39-3A.7.
- g. Provide documentation of the disposition of the criminal matter, including, but not limited to successful completion of any and all criminal sentencing and probation terms including but not limited to payment of criminal fines.
- h. Provide documentation of successful completion of all application requirements including a Criminal History Background Check and payment of all reinstatement fees.

5. Nothing herein shall preclude the Board from initiating further disciplinary action based upon the conduct relating to Respondent as alleged above. The entry of the within Order is without prejudice to the further investigation and/or prosecution of any violations by respondent of any statutes or regulations governing the practice of pharmacy in the State or any

violations of law, by the Board, the Attorney General or any other regulatory or law enforcement agency, including but not limited to any pending matters under investigation.

6. Nothing contained herein shall be deemed an admission of liability on the part of the Respondent.

7. Upon reinstatement of respondent's license to practice pharmacy, the Board, in its discretion, may impose any conditions or restrictions on licensure it deems necessary to protect the public health, safety and welfare.

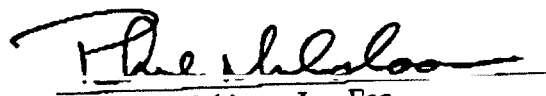
NEW JERSEY STATE BOARD OF PHARMACY

By: _____
Edward G. McGinley, R.P.
Board President

I have read the within Order, understand and agree to its terms and agree to be bound by them. I consent to the entry of this Order.


Nicole Ardite, R.P.

Consent as to form and entry:


Philip N. Muldoon, Jr., Esq.
Attorney for Respondent

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Philip N. Muldoon, Jr., Esq.
Attorney for Respondent